

DECISION MEMORANDUM

**TO: COMMISSIONER KEMPTON
COMMISSIONER SMITH
COMMISSIONER REDFORD
COMMISSION SECRETARY
COMMISSION STAFF
LEGAL**

**FROM: KRISTINE SASSER
DEPUTY ATTORNEY GENERAL**

DATE: JUNE 24, 2009

**RE: NEUTRAL TANDEM-IDAHO'S APPLICATION FOR A CERTIFICATE
OF PUBLIC CONVENIENCE AND NECESSITY; CASE NO. NTM-T-08-
02.**

On November 20, 2008, Neutral Tandem-Idaho, LLC (Neutral Tandem) filed an Application for a Certificate of Public Convenience and Necessity (CPCN) to provide resold and facilities-based local exchange services. Initially, Staff informed the Company that the services it sought to provide did not require Commission oversight. The Company has since submitted revised tariff language that Staff believes falls within the Commission's jurisdiction. The Company intends to deploy its own switching platform facilities in collocated sites throughout Idaho and lease fiber optic facilities. Where the Company lacks facilities and where customer demand warrants, Neutral Tandem may resell the services of the underlying carrier.

The Company initially intends to target business service customers in the Qwest service areas where facilities permit and does not intend to provide services in areas of any small or rural local exchange carriers.

Neutral Tandem is a wholly owned subsidiary of Neutral Tandem, Inc. and is incorporated in Delaware with authorization to do business as a foreign limited liability company in the State of Idaho. The Company will not have a principal business address in Idaho, but its registered agent for service of process is listed as Corporation Service Company, in Boise.

STAFF RECOMMENDATION

Staff recommends that the Application be processed by Modified Procedure with a 21-day comment period.

COMMISSION DECISION

Does the Commission wish to process Neutral Tandem's Application for a Certificate of Public Convenience and Necessity by Modified Procedure?



Kristine A. Sasser
Deputy Attorney General

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